

MAILS
From San Francisco
G. Northern, Feb. 19.
For San Francisco:
Ventura, Feb. 20.
From Vancouver:
Niagara, Feb. 21.
For Vancouver:
Makura, March 2.

Honolulu Star-Bulletin

3:30
Edition

Evening Bulletin, Est. 1882, No. 4709
Hawaiiian Star, Vol. XXIV, No. 1750

16 PAGES—HONOLULU, TERRITORY OF HAWAII, WEDNESDAY, FEBRUARY 14, 1917. —16 PAGES

PRICE FIVE CENTS

AMERICAN STEAMER SUNK; WAR OR PEACE IN BALANCE

Washington Seeks Vital Facts To Decide Whether "Overt Act" Has Come Now

CUBAN REVOLT IS SAID SPREADING TO PROVINCE TROOPS

Secretary Lansing Warns People of Island Republic U. S. Will Not Recognize Government Established By Methods of Uprising

(Associated Press by Cable)
WASHINGTON, D. C., Feb. 14.—Intervention in Cuba by the United States, on account of the revolt in progress, is contemplated with reluctance by the administration government, it is learned. An intimation has been conveyed to the Cuban leaders that the step will be taken if it becomes necessary.

President Menocal has replied declaring his ability to confine the rebellion to a small area.

(Associated Press by Federal Wireless)
HAVANA, Cuba, Feb. 14.—Fresh stories of the growing revolt reached the Cuban capital today.

It is reported that Col. Baldomero Acosta, mayor of the town of Marion, is declared to have led the rebels and to have engaged in a fight with the "royales" or government forces, and that he was killed.

Major-General Enrique Castillo has been wounded.

President Menocal is quoted as admitting that the Cuban troops have revolted in Camaguey province.

WASHINGTON, D. C., Feb. 14.—Secretary of State Lansing today sent a warning to the Cuban people that the United States will not recognize a government established in revolt.

HAVANA, Cuba, Feb. 14.—Despatches from New York, published here this morning, declare that Senor Ferrera, speaker of the Cuban house of representatives, has cabled to President Menocal, demanding his resignation immediately, "unless you wish to leave your name as a curse to your children, as inseparably connected with an era of bloodshed of brothers, and the loss of the republic."

(Associated Press by Federal Wireless)

EL PASO, Tex., Feb. 14.—Reports today from Hachita, near which a supposed Villa raid took place on the morning of February 10, say that American cavalry may be sent across the international line into Mexico in an effort to rescue the three Mexicans who were captured on the raid and have been taken into Mexico to be held, or else murdered.

The band of armed Mexicans are said to have been commanded by Col. Prudencio Miranda, who is understood to be one of the Villista commanders.

Two cavalry troops are now on the trail of the bandits, searching for them.

(Associated Press by Cable)
EL PASO, Tex., Feb. 14.—Late this afternoon an unconfirmed and unofficial report reached here that two troops of the 12th U. S. Cavalry crossed the international border in the vicinity of Hachita at noon in pursuit of the Mexican raiders. The latter are said to be rapidly retreating with their three American prisoners.

Army headquarters here say no such report has been received.

DOLE REVERSED IN FOUR DECISIONS BY COURT OF APPEALS

Advices received by federal court officials in Tuesday's mail show that in the cases of Rimi Yamamoto, Wong Yuen, Ching Lum and Sui Joy, petitioners for writs of habeas corpus, decisions by former Judge Sanford B. Dole have been reversed by the court of appeals of the ninth circuit. Judge Dole decided that aliens who were in Hawaii at the time of annexation could not be deported for violations of the provisions of the immigration laws, as such persons had never entered the United States. The appellate court had sustained the decision of former Judge C. F. Clemons in the case of Toki Sakai, also a petitioner for a writ of habeas corpus.

W. H. Heen and S. B. Kemp For Circuit Bench

Nominations Sent to Senate Today, Filling Judicial Vacancies on Oahu



WILLIAM H. HEEN



SAMUEL B. KEMP

(Special Star-Bulletin Cable)
WASHINGTON, D. C., Feb. 13.—President Wilson this afternoon nominated William H. Heen as third judge and Samuel B. Kemp as second judge of the first circuit court of Hawaii.

C. S. ALBERT.

The foregoing cablegram, received by the Star-Bulletin this morning, owing to the difference in time—bears out, especially with regard to the nomination of Judge S. B. Kemp, this paper's forecast of several weeks ago when the Star-Bulletin printed the prophecy that Kemp would be given one of the circuit judgeships.

Judge Kemp is assistant U. S. attorney for Hawaii, having come here from Texas a year ago last Thursday. Heen, who is an island boy, is deputy attorney-general for the territory. The Bar Association recommended Judge John T. De Bolt for the second judgeship and Attorney Cornell S. Franklin for the third judgeship. The nomination of Kemp and Heen is another instance of the disregard by the department of justice of recommendations of the local bar.

It had been freely predicted in legal and court circles that Heen was in line for one of the judgeships, although Franklin was reported to be in good standing with the department. Judge Kemp was taken from a bench in Texas and brought to Hawaii as assistant U. S. attorney, with the understanding that he would be a petitioner for a writ of habeas corpus.

Late News At A Glance

JUDGE WHITNEY ASKED TO CONTINUE DUTIES
Circuit Judge William L. Whitney at noon today received the following cablegram from Attorney-General Gregory:
"Hope you continue duties as long as possible. Expect successor appointed soon."

As reported elsewhere in today's Star-Bulletin, S. B. Kemp, assistant U. S. attorney, was nominated on Wednesday for the circuit judgeship.

MILITARY GUARDS REMOVED FROM MERCHANT SHIPS
Following the release of the detained German merchant sailors and officers by the immigration authorities, Monday noon on orders from Washington, Collector of the Port Malcolm A. Franklin this afternoon shortly before 3 o'clock received orders from the treasury department, Washington, to take the military guard off each refugee German merchant steamer in port.

"We will continue to have the ships watched and I shall assign customs inspectors to exercise supervision over each boat," said Franklin, "but Washington has ordered me to discontinue the military guard this afternoon."

CHAMBER OF COMMERCE DIRECTORS HOLD MEETING
A resolution proposing to amend the bankruptcy laws in order that persons cannot take improper advantage of them and thus avoid their just debts, was submitted by the legislative committee to the board of directors of the Chamber of Commerce this afternoon and the board referred it to the members with a recommendation. Another resolution by the board of retail trades proposing that all government employments should be discharged if they take advantage of the bankruptcy law and are continually garnished was similarly referred. A letter to 204 Chambers of Commerce inviting the high schools of the districts to an Olympiad in 1918 in Honolulu was discussed.

NORWAY, SWEDEN, DENMARK PROTEST "RUTHLESS" WAR

(Associated Press by Federal Wireless)
LONDON, Eng., Feb. 14.—The Scandinavian countries are making formal protest to Germany's ruthless U-boat warfare.

A Reuters despatch says that Norway, Sweden and Denmark have handed to the German ministers at their respective capitals identical notes protesting against the German naval measures announced in the recent proclamation for "unrestricted" warfare, and making reservations now regarding the loss of life and material damage which may result from the policy. The reservations foreshadow claims against Germany later on.

LONDON, Eng., Feb. 14.—Negotiations are being carried on now between Count Czernin, the Austrian minister of foreign affairs, and U. S. Ambassador Frederick C. Penfield, with a view to avoiding a rupture between the United States and Germany, according to an announcement in the semi-official Lokal Anzeiger of Germany.

Austria, it is said, has so far refused to modify her endorsement of Germany's proclamation of "unrestricted" naval warfare, but the negotiations are said to be for the purpose of reaching a harmonious understanding with the United States.

The Anzeiger declares that Berlin prefers that the last bridge of communication between the Teutons and the United States be unbroken.

The negotiations are said to have reached no definite result as yet, but there will probably be a statement soon.

OAHU SUGAR CO. OWNER OF LAND, WHITNEY DECIDES

Lands valued at approximately \$1,000,000, which have been utilized for many years by the Oahu Sugar Co., may be retained by the company as the legal owner under a decision completed Tuesday afternoon by Circuit Judge W. L. Whitney.

The decision decides an ejectment suit brought by Mrs. Helen Kinney against the Oahu Sugar Co. Judge Whitney's finding is of importance to the company as on the land in question are situated 22 artesian wells and the plantation's entire pumping equipment, consisting of six separate plants. Fifty-three acres of land are planted in cane. One of counsel for Mrs. Kinney said today that plaintiff undoubtedly would appeal.

Mrs. Kinney claimed an undivided one-third of the land as the heir at law of one Nihihi (w) and Kahalenau, her husband. Defendant claimed the land as purchaser from Mark P. Robinson, who purchased the land in foreclosure proceedings on a mortgage given by Kahakauoi and Kealahapua during their lifetime, and who also took a quitclaim deed from them, and from the surviving two children of this couple, Lydia Kamae, now Mahol, and George Kealahapua.

On December 15, 1890, the decision says, Kahakauoi et al gave a mortgage on the land in question to Messrs. Bishop, Paty and Damon, doing business as Bishop & Co., and that this mortgage was assigned by one Peter Dalton, and that the mortgage was duly foreclosed and the land sold on foreclosure sale to C. R. Bishop. On October 23, 1894, Bishop conveyed the land to Robinson by a quitclaim deed and in 1897 Robinson conveyed "he land to the Oahu Sugar Co."

"If, therefore, a fee simple was created, the mortgage, the sale thereunder, the purchase by Charles R. Bishop and the conveyance through the defendant—all are legal and the decision and judgment must be for the defendant," the decision concludes.

Bids for furnishing the department of public instruction with supplies for the coming term have been submitted as follows: Hawaiian News Company, \$7023.75; Wall, Nichols Company, \$6551. The American-Hawaiian Paper Company and Arleigh & Co. were also bidders.

Bernstorff Off With Farewell As Liner Goes

Hoboken Police Seize Youth Who Attempts to Hand German Ambassador a Letter

(Associated Press by Cable)
HOBOKEN, N. J., Feb. 14.—The Danish liner Frederick VIII, carrying the German ambassador, Count J. H. von Bernstorff and staff, sent home on account of the break with Germany, departed for Europe this afternoon at 4 o'clock.

As the vessel began her voyage the ambassador's party stood at the rails and waved goodbye to crowds of friends ashore. Shriill blasts from river and ocean craft sped the steamer on her trip.

The German interned and refugee vessel crews waved a farewell as the liner moved slowly away.

Through Collector of the Port Dudley F. Malone, Ambassador von Bernstorff issued the following signed statement:

"I cannot refrain from a last expression to the American people, for the wealth of flowers and gifts sent to the Countess von Bernstorff and myself. It is hard to tell of the goodwill sent to both of us. No expressions of gratitude are adequate to speak the affectionate farewell which is in our hearts."

The Hoboken police attach no importance to a peculiar incident which occurred just before the ambassador's party boarded the vessel.

When von Bernstorff stepped from his automobile on arrival at the pier, a youth attempted to hand him a letter. Detectives seized the lad, who said he was given the letter by a man in New York, who requested him to hand it to von Bernstorff. The letter with horoscopic, yitings and astrological and astronomical symbols, was found in the youth's pockets. He denied any hostile intent.

HALIFAX, N. S., Feb. 14.—A hundred Canadian inspectors and other officials arrived here today to inspect the Frederick VIII upon her arrival Friday. Unusual precautions have been taken to guard von Bernstorff and his party during their stay here.

(Associated Press by Federal Wireless)
WASHINGTON, D. C., Feb. 14.—Count von Bernstorff, former German ambassador to the United States, left this city yesterday afternoon for Berlin via New York, with the expression of a hope that "war may be averted and that the friendly relations between the two countries—yours and mine—may soon be restored."

The train in which the former ambassador went to New York was most carefully guarded by secret service men, who had instructions not to allow any unauthorized person to get near to the diplomat, and to see to it that nothing was allowed to interrupt the journey.

Market Weak; Prices Droop

NEW YORK STOCK MARKET TODAY

	Today.	Yester.
Alaska Gold	9 7/8	7 1/2
American Smelter	98	97 1/2
American Sugar Rfg.	107 1/2	105 3/4
American Tel. & Tel.	124 1/2	124 1/8
Anaconda Copper	75 1/2	75
Audubon	102 1/2	102 1/4
Baldwin Loco.	52 1/2	54 1/4
Baltimore & Ohio	76 1/2	76 1/2
Bethlehem Steel	390	391
Calif. Petroleum	22 1/2	22 1/2
Canadian Pacific	152 3/4	154 3/4
C. & M. & St. P. (St. Paul)	80	82
Colo. Fuel & Iron	43 1/2	44 1/4
Crucible Steel	63 1/2	65 1/4
Erie Common	26	26 3/4
General Electric	163	163 1/4
General Motors, New	106	105
Great Northern Pfd.	113 1/2	114 1/4
Inter. Harv., N. J.	110	110 1/2
Kennecott Copper	43 1/2	43 1/2
Lehigh R. R.	72 1/2	74 1/2
New York Central	94	95 3/4
Pennsylvania	54 1/2	54 1/4
Ray Consol.	25 1/2	25 1/2
Reading Common	91 1/2	92 1/2
Southern Pacific	93 1/4	93 1/2
Studebaker	102 1/2	103 1/2
Texas Oil	215	218 1/2
Union Pacific	137 1/2	138 1/4
U. S. Steel	105 1/2	106 1/2
Utah	106 1/2	107 1/2
Western Union	94 1/2	94 1/4
Westinghouse	50 1/2	51 1/2
May Wheat	1.71 1/4	1.73 1/2

*Bid. †Ex-dividend. ‡Unquoted.

STEAMER LYMAN P. LAW SENT TO BOTTOM MONDAY, EITHER BY A SUBMARINE OR A MINE

Conflicting Reports Reach State Department—Collier Caesar Loaded With Syrian and Armenian Relief Supplies and Cruiser Des Moines Halted—Thousand Americans Detained in Turkish Countries

(Associated Press by Federal Wireless)
LONDON, Eng., Feb. 14.—The American steamer Lyman M. Law was sunk by a submarine on Monday, according to a despatch from the Stefani News Agency, of Rome. The crew, including eight Americans, are reported to have landed.

(Associated Press by Cable)
WASHINGTON, D. C., Feb. 14.—U. S. Consul Treadway at Rome this afternoon cabled to the state department indicating that the American steamer Law was not torpedoed but was destroyed by a mine, placed by a submarine.

Secretary Lansing is also informed that the steamer was sunk by gunfire from a submarine.

Consul Treadway says that the submarine was apparently Austrian.

On the basis of the despatches received the government is seeking official information as to the destruction of the steamer Law to determine immediately how it affects the situation between Germany and the United States. The main points to be determined are whether the ship was attacked without warning, whether she carried contraband, whether any Americans have been lost, and whether the sinking constitutes an "overt act" which depends upon the facts of the sinking.

BANGOR, Maine, Feb. 14.—The Lyman M. Law sailed from this port with a cargo of 60,000 bundles of lemon-box shooks. She carried no contraband, according to the shippers. The manifest shows only shooks are the cargo.

The despatches above indicate that the Law was sunk in the Mediterranean. In this sea Germany notified the neutral countries there would be no immunity for neutrals after February 10.

Thousand Americans Held by Turks Despite Assurances of Release

WASHINGTON, D. C., Feb. 14.—Another inquiry was sent today by the state department to the United States ambassador at Constantinople to develop why he is unable to report regarding the marooned Americans detained in Asia Minor for a long time. Since the break with Germany no word has been allowed to reach the United States from Constantinople or Sofia.

It develops that the U. S. collier Caesar, loaded with supplies for Syrian and Armenian relief and the cruiser Des Moines loaded with medical supplies, and bound for Beirut, have been halted at Alexandria by the secretary of the navy. A thousand Americans have been detained for more than a year by the Turkish military authorities, despite assurances that they would be released, and great alarm has been caused by this.

Three Vessels Reported Sunk Today

(Associated Press by Federal Wireless)
LONDON, Eng., Feb. 14.—Reports for most of the day here show that there has been comparatively slight destruction of vessels in the new "unrestricted" submarine war of the last 24 hours. The only new victims reported so far are the British steamer P. D. Lambert, sunk, with the crew landed, and two trawlers sunk, according to Lloyds agency and Reuter's despatches.

Say German Children Die by Bombs

BERLIN, Germany, Feb. 14.—An Overseas News Agency despatch today says that 16 children were killed at Bruges last Saturday by bombs which British aviators dropped. The children are said to have been skating when the bombs fell among them and killed more than a dozen, injuring many others.

Teutons Win a Victory in Rumania

BERLIN, Germany, Feb. 14.—Two British attacks south of Serre, on the west front, were repulsed today in violent hand-to-hand fighting, according to official announcement.

In Rumania the Teutons stormed Russian positions and held their ground later on in spite of violent counter-attacks. More than 1200 prisoners were taken and much booty.

LONDON, Eng., Feb. 14.—The war has cost Germany up to today sixty billion marks (approximately \$15,000,000,000.)